

The Honorable Barbara J. Rothstein

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

D.S. by and through her next friend  
TARA URS; *et al.*,

Plaintiffs,

v.

WASHINGTON STATE  
DEPARTMENT OF CHILDREN,  
YOUTH, AND FAMILIES; *et al.*,

Defendants.

NO. 2:21-cv-00113-BJR

STIPULATION AND ORDER  
REGARDING  
AMENDMENT TO  
SCHEDULING ORDER

**I. STIPULATION**

The parties, by and through their respective attorneys of record, hereby stipulate to the following:

1. The parties agree that the pretrial schedule should be amended to accommodate the parties' mediation of this matter occurring during the last eight months and continuing.

2. The parties agree that each pretrial date and the trial date be extended by approximately 60 days as set forth below.

3. The parties agree that the current pretrial schedule (Dkts. #22, 61, 67, 75, and 82) should be amended as follows:

- a. Reports from expert witnesses under FED. R. CIV. P. 26(a)(2) are to be served on or by June 6, 2022;
- b. Initial deadline for completed discovery is July 8, 2022;
- c. All dispositive motions are to be filed on or by August 9, 2022;
- d. Opposition for dispositive motions (per Dkt. #16 briefing schedule) is to be filed on or by August 30, 2022; and
- e. Replies for dispositive motions (per Dkt. #16 briefing schedule) are to be filed on or by September 13, 2022.

4. The parties agree that the current scheduling of trial-related dates (Dkts. #22, 61, 67 and 82) should be amended as follows:

- a. Motions in Limine shall be filed by October 31, 2022;
- b. The Joint Pretrial Statement shall be filed by November 7, 2022;
- c. The Pretrial Conference shall be set for November 21, 2022;
- d. The Trial (sixteen days) shall be set for December 5, 2022 or the next available date.

5. The parties agree that this Court should enter an order that approves and adopts this stipulation.

RESPECTFULLY SUBMITTED this 25th day of February, 2022.

PLAINTIFFS' COUNSEL

ROBERT W. FERGUSON  
Attorney General

S/ Susan Kas  
SUSAN KAS, WSBA No. 36592  
Disability Rights Washington  
CHRISTOPHER CARNEY,  
WSBA No. 30325  
Carney Gillespie PLLC

s/ Daniel J. Judge  
DANIEL J. JUDGE, WSBA No. 17392  
Senior Counsel  
JAMES M. RICHARDSON III, WSBA No. 45095  
MARKO L. PAVELA, WSBA No. 49160  
Assistant Attorneys General  
Attorneys for Defendants

1 LEECIA WELCH, WSBA No. 26590  
2 POONAM JUNEJA, CA Bar ID No.  
3 300848, *admitted pro hac vice*  
4 FREYA PITTS, CA Bar ID No. 295878,  
5 *admitted pro hac vice*  
6 JEAN STROUT, CA RLSA No. 804338,  
7 *admitted pro hac vice*  
8 National Center for Youth Law  
9 LAURA LIN, CA Bar ID No. 281542,  
10 *admitted pro hac vice*  
11 ELIZABETH DOUGLAS, CA Bar ID  
12 No. 331031, *admitted pro hac vice*  
13 ALEXANDER S. GORIN,  
14 WSBA No. 53538  
15 Munger, Tolles & Olson, LLP

16 *Attorneys for Plaintiffs*

## 17 II. ORDER

18 IT IS HEREBY ORDERED that:

- 19 1. The stipulation of the parties is APPROVED AND ADOPTED as follows:
- 20 2. The pretrial schedule (Dkts. #22, 61, 67, 75, and 82) is AMENDED as follows:
  - 21 a. Reports from expert witnesses under FED. R. CIV. P. 26(a)(2) shall be
  - 22 served on or by June 6, 2022;
  - 23 b. The initial deadline for completed discovery is July 8, 2022;
  - 24 c. All dispositive motions shall be filed on or by August 9, 2022;
  - 25 d. Opposition for dispositive motions (per Dkt. #16 briefing schedule) shall
  - 26 be filed on or by August 30, 2022; and
  - e. Replies for dispositive motions (per Dkt. #16 briefing schedule) shall be  
filed on or by September 13, 2022.
3. The schedule of trial-related dates (Dkts. #22, 61, 67, and 82) is AMENDED as  
follows:
  - a. Motions in Limine shall be filed by October 31, 2022;
  - b. The Joint Pretrial Statement shall be filed by November 7, 2022;

1 c. The Pretrial Conference shall be set for November 21, 2022 or the next  
2 available date:

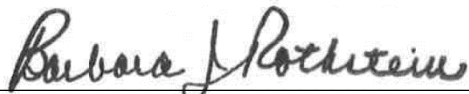
3 \_\_\_\_\_.

4 d. The Trial (sixteen days) shall be set for December 5, 2022 or the next  
5 available date:

6 \_\_\_\_\_.

7 The Clerk is directed to forward copies of this Order to the parties in this matter.

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9 DATED this 10th day of March, 2022.

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11 BARBARA J. ROTHSTEIN  
12 UNITED STATES DISTRICT JUDGE  
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**CERTIFICATE OF SERVICE**

I hereby certify that on February 25, 2022, I caused to be electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

SUSAN KAS	<a href="mailto:susank@dr-wa.org">susank@dr-wa.org</a>
CHRISTOPHER CARNEY	<a href="mailto:christopher.carney@cgilaw.com">christopher.carney@cgilaw.com</a>
POONAM JUNEJA	<a href="mailto:pjuneja@youthlaw.org">pjuneja@youthlaw.org</a>
FREYA PITTS	<a href="mailto:fpitts@youthlaw.org">fpitts@youthlaw.org</a>
JEAN STROUT	<a href="mailto:jstrout@youthlaw.org">jstrout@youthlaw.org</a>
LEECIA WELCH	<a href="mailto:lwelch@childrensrights.org">lwelch@childrensrights.org</a>
LAURA LIN	<a href="mailto:laura.lin@mto.com">laura.lin@mto.com</a>
ELIZABETH DOUGLAS	<a href="mailto:elizabeth.douglas@mto.com">elizabeth.douglas@mto.com</a>
ALEXANDER GORIN	<a href="mailto:alex.gorin@mto.com">alex.gorin@mto.com</a>

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

DATED this 25th day of February, 2022.

ROBERT W. FERGUSON  
Attorney General

By:

s/ Daniel J. Judge  
DANIEL J. JUDGE, WSBA No. 17392  
*Senior Counsel*  
JAMES M. RICHARDSON III, WSBA No. 45095  
MARKO L. PAVELA, WSBA No. 49160  
*Assistant Attorneys General*  
Attorneys for Defendants

Office of the Attorney General  
PO Box 40124  
7141 Cleanwater Drive SW  
Olympia, WA 98504-0124  
Telephone: (360) 586-6565  
Fax: (360) 586-6657  
Email: [Daniel.Judge@atg.wa.gov](mailto:Daniel.Judge@atg.wa.gov)  
[James.RichardsonIII@atg.wa.gov](mailto:James.RichardsonIII@atg.wa.gov)  
[Marko.Pavela@atg.wa.gov](mailto:Marko.Pavela@atg.wa.gov)